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COMPTROLLER NO. 46850

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Re: Attorney Docket No. Lifton 4-2

In re application of: Victor A. Lifton and Anatoli Olkhovets

Serial No.: 10/646,128

Group Art Unit: 2834

Filed: 08/22/2003

Examiner: Tamai, Karl I.

Matter No.: 990.0446

Phone No.: 571-272-2036

For: Charge Screening Electrostatically Driven Devices

RESPONSE TO RESTRICTION REQUIREMENT

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

Dear Sir:

In accordance with the Restriction Requirement dated 09/12/2005, the Applicant hereby elects the species corresponding to Fig. 6 covered by claims 1-6, 8-10, 12, 14-21, 23, 25-27, and 29-32 with traverse.

* * * * *

Certification Under 37 CFR 1.8

Date of Deposit 09/23/2005

I hereby certify that this correspondence is being deposited in the United States Postal Service with sufficient postage as first class mail under 37 CFR 1.8 on the date indicated above and is addressed to the Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.


Amy Laudenslager
(Name of person mailing)

Amy Laudenslager
(Signature of person mailing)

In paragraph 1, the Examiner admitted that claims 1 and 17 are generic. The Applicant submits that at least claims 3-6, 9-10, 18, 21, 30, and 32 are also generic. In addition, for each claim covering the elected species, that claim also reads on at least one additional species identified by the Examiner and, for each species identified by the Examiner, the claims covering the elected species have multiple claims, besides the generic claims, that read on that species. In view of these facts, the Applicant submits that all of the pending claims can be considered together without serious burden on the Examiner. As such, in accordance with MPEP 803, the Applicant submits that the Examiner should withdraw the restriction requirement.

Respectfully submitted,

Date: 9/23/05
Customer No. 46850
Mendelsohn & Associates, P.C.
1500 John F. Kennedy Blvd., Suite 405
Philadelphia, Pennsylvania 19102



Yuri Gruzdkov
Registration No. 50,762
Agent for Applicant
(215) 557-8544 (phone)
(215) 557-8477 (fax)